

seekers to stay in Mexico while awaiting a court date, we ensured that migrants weren't rewarded for illegally crossing the border. These programs work, and that is why I, along with Senator HYDE-SMITH and Senator BRITT, introduced the Stop Taxpayer Funding of Traffickers Act. It makes clear that anyone charged with drug or human trafficking at our border cannot receive Federal Government benefits until their case is resolved. It would block them from receiving any retirement, welfare, Social Security, health, or disability benefits. It also means that traffickers would not be able to receive a grant, contract, loan, or professional or commercial license from the U.S. Government.

This is something that needs to happen. Prohibiting traffickers from receiving taxpayer funds is just plain common sense, and there is no reason why this legislation shouldn't pass the Senate immediately. I can't imagine that anyone would be for allowing these drug traffickers and sex traffickers to continue to live in government housing and receive these benefits.

In the same way that drug traffickers are directly profiting from the opioid epidemic that has killed millions of Americans, human traffickers are reaping the rewards of this administration's complacency. It is time to start paying attention to some of the details of what is happening at our southern border. The American people are paying attention, and they are waiting on this President and on this body to join them in doing something about it.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The bill clerk proceeded to call the roll.

Ms. CANTWELL. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

CONFIRMATION OF JAMAL N. WHITEHEAD

Ms. CANTWELL. Mr. President, I come to the floor this afternoon to support the nomination of Jamal Whitehead to serve as a judge for the U.S. District Court for the Western District of Washington. Mr. Whitehead is extremely well qualified and has demonstrated an allegiance to the rule of law throughout his very impressive law career.

My Senate colleagues on the Judiciary Committee saw what an exceptional judicial candidate Mr. Whitehead is, and they recognized how valuable his perspective would be on the Federal bench. I was pleased to see that he was voted out of committee with a bipartisan vote of 11 to 9.

Mr. Whitehead has spent his entire career in the Western District, making him uniquely knowledgeable of the district in which he will be serving. Throughout his career, he has defended workers from discrimination and en-

forced Federal employment discrimination laws. He has been dedicated to ensuring equal justice under the law and has demonstrated a profound commitment to public service.

Mr. Whitehead has also sought to promote diversity in the legal field through outreach and education and is deeply involved in the community. He serves on the Executive Committee for the ACLU of Washington as well as on the board of Amara, a child welfare organization in the Seattle and Tacoma area dedicated to meeting the needs of children and families who have been impacted by foster care.

In addition to his outstanding qualifications, Mr. Whitehead's confirmation continues the President's commitment to ensuring that the Federal bench better reflect the American public. Mr. Whitehead is the first judicial nominee by President Biden to have a physical disability. Now confirmed, he will be one of only a handful of Federal judges with a disclosed disability.

Jamal Whitehead is well prepared to serve on the U.S. District Court for the Western District of Washington. This is a historic confirmation. I am pleased to see that my colleagues supported Mr. Whitehead's confirmation to our Federal court.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The bill clerk proceeded to call the roll.

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. WHITEHOUSE. I ask that the scheduled vote be allowed to occur immediately.

The PRESIDING OFFICER. Without objection, it is so ordered.

VOTE ON MARTINEZ-OLGUIN NOMINATION

The question is, Will the Senate advise and consent to the Martinez-Olguin nomination?

Mr. WHITEHOUSE. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The bill clerk called the roll.

(Mr. MARKEY assumed the Chair.)

Mr. DURBIN. I announce that the Senator from California (Mrs. FEINSTEIN), and the Senator from Pennsylvania (Mr. FETTERMAN), and the Senator from Oregon (Mr. MERKLEY) are necessarily absent.

Mr. THUNE. The following Senator is necessarily absent: the Senator from Idaho (Mr. CRAPO).

The VICE PRESIDENT. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 48, nays 48, as follows:

[Rollcall Vote No. 30 Ex.]

YEAS—48

| | | |
|--------------|--------------|------------|
| Baldwin | Hickenlooper | Rosen |
| Bennet | Hirono | Sanders |
| Blumenthal | Kaine | Schatz |
| Booker | Kelly | Schumer |
| Brown | King | Shaheen |
| Cantwell | Klobuchar | Sinema |
| Cardin | Lujan | Smith |
| Carper | Manchin | Stabenow |
| Casey | Markey | Tester |
| Coons | Menendez | Van Hollen |
| Cortez Masto | Murphy | Warner |
| Duckworth | Murray | Warnock |
| Durbin | Ossoff | Warren |
| Gillibrand | Padilla | Welch |
| Hassan | Peters | Whitehouse |
| Heinrich | Reed | Wyden |

NAYS—48

| | | |
|-----------|------------|------------|
| Barrasso | Graham | Paul |
| Blackburn | Grassley | Ricketts |
| Boozman | Hagerty | Risch |
| Braun | Hawley | Romney |
| Britt | Hoeben | Rounds |
| Budd | Hyde-Smith | Rubio |
| Capito | Johnson | Schmitt |
| Cassidy | Kennedy | Scott (FL) |
| Collins | Lankford | Scott (SC) |
| Cornyn | Lee | Sullivan |
| Cotton | Lummis | Thune |
| Cramer | Marshall | Tillis |
| Cruz | McConnell | Tuberville |
| Daines | Moran | Vance |
| Ernst | Mullin | Wicker |
| Fischer | Murkowski | Young |

NOT VOTING—4

| | |
|-----------|-----------|
| Crapo | Fetterman |
| Feinstein | Merkley |

The VICE PRESIDENT. On this vote, the yeas are 48, the nays are 48.

The Senate being equally divided, the Vice President votes in the affirmative, and the nomination is confirmed.

The nomination was confirmed.

The VICE PRESIDENT. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

CLOTURE MOTION

The VICE PRESIDENT. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The bill clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 13, Margaret R. Guzman, of Massachusetts, to be United States District Judge for the District of Massachusetts.

Charles E. Schumer, Richard J. Durbin, Jack Reed, Robert P. Casey, Jr., Mark Kelly, Patty Murray, Tim Kaine, Jeff Merkley, Sheldon Whitehouse, Elizabeth Warren, Tammy Baldwin, Benjamin L. Cardin, Jeanne Shaheen, John W. Hickenlooper, Christopher Murphy, Brian Schatz, Debbie Stabenow, Alex Padilla.

The PRESIDING OFFICER (Mr. MARKEY). By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Margaret R. Guzman, of Massachusetts, to be United States District Judge for the District of Massachusetts, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from California (Mrs. FEINSTEIN), the Senator from Pennsylvania (Mr. FETTERMAN), and the Senator from Oregon (Mr. MERKLEY) are necessarily absent.

Mr. THUNE. The following Senator is necessarily absent: the Senator from Idaho (Mr. CRAPO).

The yeas and nays resulted—yeas 48, nays 48, as follows:

[Rollcall Vote No. 31 Ex.]

YEAS—48

| | | |
|--------------|--------------|------------|
| Baldwin | Hickenlooper | Rosen |
| Bennet | Hirono | Sanders |
| Blumenthal | Kaine | Schatz |
| Booker | Kelly | Schumer |
| Brown | King | Shaheen |
| Cantwell | Klobuchar | Sinema |
| Cardin | Lujan | Smith |
| Carper | Manchin | Stabenow |
| Casey | Markey | Tester |
| Coons | Menendez | Van Hollen |
| Cortez Masto | Murphy | Warner |
| Duckworth | Murray | Warnock |
| Durbin | Ossoff | Warren |
| Gillibrand | Padilla | Welch |
| Hassan | Peters | Whitehouse |
| Heinrich | Reed | Wyden |

NAYS—48

| | | |
|-----------|------------|------------|
| Barrasso | Graham | Paul |
| Blackburn | Grassley | Ricketts |
| Boozman | Hagerty | Risch |
| Braun | Hawley | Romney |
| Britt | Hoeben | Rounds |
| Budd | Hyde-Smith | Rubio |
| Capito | Johnson | Schmitt |
| Cassidy | Kennedy | Scott (FL) |
| Collins | Lankford | Scott (SC) |
| Cornyn | Lee | Sullivan |
| Cotton | Lummis | Thune |
| Cramer | Marshall | Tillis |
| Cruz | McConnell | Tuberville |
| Daines | Moran | Vance |
| Ernst | Mullin | Wicker |
| Fischer | Murkowski | Young |

NOT VOTING—4

| | |
|-----------|-----------|
| Crapo | Fetterman |
| Feinstein | Merkley |

(Mr. WARNOCK assumed the Chair.)

The VICE PRESIDENT. On this vote, the yeas are 48, the nays are 48.

The Senate being evenly divided, the Vice President votes in the affirmative.

The motion is agreed to.

EXECUTIVE CALENDAR

The VICE PRESIDENT. The clerk will report the nomination.

The legislative clerk read the nomination of Margaret R. Guzman, of Massachusetts, to be United States District Judge for the District of Massachusetts.

The PRESIDING OFFICER (Mr. WARNOCK). The Senator from Arizona.

ORDER OF PROCEDURE

Mr. KELLY. Mr. President, I ask unanimous consent that tomorrow, Wednesday, March 1, at 11:30 a.m., the Senate vote on confirmation of the Guzman nomination followed by the motion to invoke cloture on the Lawless nomination; further, that notwithstanding rule XXII, at 2:15 p.m., the

Senate vote on the motion to invoke cloture on the Grey nomination; further, that following the cloture vote on the Grey nomination, the Senate proceed to legislative session and proceed to the immediate consideration of H.J. Res. 30; that at 4 p.m., the Senate vote on passage of the joint resolution and upon disposition of the joint resolution, the Senate resume executive session and, notwithstanding rule XXII, vote on the motion to invoke cloture on the Simmons nomination.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. KELLY. For the information of the Senate, there will be two rollcall votes at 11:30 a.m., one rollcall vote at 2:15 p.m., and two rollcall votes at 4 p.m.

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. KELLY. Mr. President, I ask unanimous consent that the Senate proceed to legislative session for a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

SENATE COMMITTEE ON THE JUDICIARY RULES OF PROCEDURE

Mr. DURBIN. Mr. President, I ask unanimous consent to have the enclosed rules of procedure for the Committee on the Judiciary for the 118th Congress printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

RULES OF PROCEDURE UNITED STATES SENATE COMMITTEE ON THE JUDICIARY

I. MEETINGS OF THE COMMITTEE

1. Meetings of the Committee may be called by the Chair as he or she may deem necessary on at least three calendar days' notice of the date, time, place and subject matter of the meeting, or in the alternative with the consent of the Ranking Minority Member, or pursuant to the provision of the Standing Rules of the Senate, as amended.

2. Unless a different date and time are set by the Chair pursuant to (1) of this section, Committee meetings shall be held beginning at 10:00 a.m. on Thursdays the Senate is in session, which shall be the regular meeting day for the transaction of business.

3. At the request of any member, or by action of the Chair, a bill, matter, or nomination on the agenda of the Committee may be held over until the next meeting of the Committee or for one week, whichever occurs later.

II. HEARINGS OF THE COMMITTEE

1. The Committee shall provide a public announcement of the date, time, place and subject matter of any hearing to be conducted by the Committee or any Subcommittee at least seven calendar days prior to the commencement of that hearing, unless the Chair with the consent of the Ranking Minority Member determines that good cause exists to begin such hearing at an earlier date. Witnesses shall provide a written

statement of their testimony and curriculum vitae to the Committee at least 24 hours preceding the hearings in as many copies as the Chair of the Committee or Subcommittee prescribes.

2. In the event 14 calendar days' notice of a hearing has been made, witnesses appearing before the Committee, including any witness representing a Government agency, must file with the Committee at least 48 hours preceding appearance written statements of their testimony and curriculum vitae in as many copies as the Chair of the Committee or Subcommittee prescribes.

3. In the event a witness fails timely to file the written statement in accordance with this rule, the Chair may permit the witness to testify, or deny the witness the privilege of testifying before the Committee, or permit the witness to testify in response to questions from Senators without the benefit of giving an opening statement.

III. QUORUMS

1. Seven Members of the Committee, actually present, shall constitute a quorum for the purpose of discussing business. Nine Members of the Committee, including at least two Members of the minority, shall constitute a quorum for the purpose of transacting business. No bill, matter, or nomination shall be ordered reported from the Committee, however, unless a majority of the Committee is actually present at the time such action is taken and a majority of those present support the action taken.

2. For the purpose of taking down sworn testimony, a quorum of the Committee and each Subcommittee thereof, now or hereafter appointed, shall consist of one Senator.

IV. BRINGING A MATTER TO A VOTE

The Chair shall entertain a non-debatable motion to bring a matter before the Committee to a vote. If there is objection to bring the matter to a vote without further debate, a roll call vote of the Committee shall be taken, and debate shall be terminated if the motion to bring the matter to a vote without further debate passes with eleven votes in the affirmative, one of which must be cast by the minority.

V. AMENDMENTS

1. Provided at least seven calendar days' notice of the agenda is given, and the text of the proposed bill or resolution has been made available at least seven calendar days in advance, it shall not be in order for the Committee to consider any amendment in the first degree proposed to any measure under consideration by the Committee unless such amendment has been delivered to the office of the Committee and circulated via e-mail to each of the offices by at least 5:00 p.m. the day prior to the scheduled start of the meeting.

2. It shall be in order, without prior notice, for a Member to offer a motion to strike a single section of any bill, resolution, or amendment under consideration.

3. The time limit imposed on the filing of amendments shall apply to no more than three bills identified by the Chair and included on the Committee's legislative agenda.

4. This section of the rule may be waived by agreement of the Chair and the Ranking Minority Member.

VI. PROXY VOTING

When a recorded vote is taken in the Committee on any bill, resolution, amendment, or any other question, a quorum being present, Members who are unable to attend the meeting may submit votes by proxy, in writing or by telephone, or through personal instructions. A proxy must be specific with respect to the matters it addresses.

VII. SUBCOMMITTEES

1. Any Member of the Committee may sit with any Subcommittee during its hearings